

Sixty-fifth
Legislative Assembly
of North Dakota

ENGROSSED SENATE BILL NO. 2341

Introduced by

Senator Bekkedahl

1 A BILL for an Act to create and enact a new section to chapter 39-21 of the North Dakota
2 Century Code, relating to requiring mud flaps on certain vehicles; to amend and reenact section
3 39-06.1-09 of the North Dakota Century Code, relating to moving violations; and to provide a
4 penalty.

5 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

6 **SECTION 1. AMENDMENT.** Section 39-06.1-09 of the North Dakota Century Code is
7 amended and reenacted as follows:

8 **39-06.1-09. Moving violation defined.**

9 For the purposes of sections 39-06.1-06 and 39-06.1-13, a "moving violation" means a
10 violation of section 39-04-22, subsection 1 of section 39-04-37, section 39-04-55, 39-06-01,
11 39-06-14, 39-06-14.1, 39-06-16, 39-08-20, 39-08-23, 39-08-24, 39-09-01, 39-09-01.1,
12 39-09-04.1, or 39-09-09, subsection 1 of section 39-12-02, section 39-12-04, 39-12-05,
13 39-12-06, 39-12-09, section 2 of this Act, 39-21-45.1, 39-24-02, or 39-24-09, except
14 subdivisions b and c of subsection 5 of section 39-24-09, or equivalent ordinances; or a
15 violation of the provisions of chapter 39-10, 39-10.2, or 39-21, or equivalent ordinances, except
16 subsection 5 of section 39-10-26, section 39-21-44, and subsections 2 and 3 of section
17 39-21-46, and those sections within those chapters which are specifically listed in subsection 1
18 of section 39-06.1-08.

19 **SECTION 2.** A new section to chapter 39-21 of the North Dakota Century Code is created
20 and enacted as follows:

21 **Mud flaps required.**

22 1. A commercial motor vehicle must be equipped with mud flaps for the rear wheels
23 when operated on a public road or highway. The mud flaps must be ~~wide enough to~~
24 ~~cover the full tread width of the tire being protected,~~ of sufficient width and length and

- 1 must be constructed of a rigid material or a flexible material of a sufficiently rigid
- 2 character to provide adequate protection when the vehicle is in motion.
- 3 | 2. This section does not apply to ~~farm~~ implements of husbandry.